IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

WA.No. 1784 OF 2005()

AGAINST THE JUDGEMENT IN WPC.23484/2003 DATED 08/08/2003

APPELLANT: RESPONDENTS 1 TO 4

1. KERALA STATE ELECTRICITY BOARD,
REP. BY THE SECRETARY,
VAIDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER (HRM),
K.S.E.B.,
VAIDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

3. THE DEPUTY CHIEF ENGINEER,
GENERATION CIRCLE, K.S.E.B.,
MEENCUT, CHITHIRAPURAM, IDUKKI.

4. THE EXECUTIVE ENGINEER,
GENERATION DIVISION,
K.S.E.B. KALLARKUTTY, IDUKKI.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN

RESPONDENTS: PETITIONER

K.K.SREEDHARAN,
ELECTRICITY WORKER,
GENERATION DIVISION,
KALLARKUTTY, IDUKKI DISTRICT.

BY ADV. DR.K.P.SATHEESAN
SRI.K.K.GOPINATHAN NAIR

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 22/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J U D G M E N T

IN VIEW OF THE ORDER ON C.M. APPLN. NO. 2011/2005, THIS WRIT APPEAL IS DISMISSED.

22.3.2007.

SD/-, P.R. RAMAN, JUDGE.
SD/-, ANTONY DOMINIC, JUDGE.

// TRUE COPY //

P.S. TO JUDGE.

knc/-

P.R. RAMAN & ANTONY DOMINIC, JJ.

C.M. APPLN. 2011/2005 IN W.A. 1784/2005

DATED THIS, THE22ND DAY OF MARCH, 2007.

O R D E R

Raman, J.

This is an application for condoning the delay of 689 days in filing the appeal. The only reason stated in the affidavit filed in support of the application is that the appeal was not filed earlier because the then counsel advised thaht this is not a fit case for filing an appeal and subsequently, they requested the present counsel to file the appeal. Merely because there is a change of opinion is no reason to hold that there is excusable delay. We are not satisfied that sufficient ground is made out for not filing the writ appeal in time.

Accordingly, this application is dismissed.

P.R. RAMAN,
(JUDGE)

ANTONY DOMINIC,
(JUDGE)

knc/-